

MINUTES OF THE REGULAR COMMISSION MEETING OF THE MICHIGAN PUBLIC
SERVICE COMMISSION HELD IN ITS OFFICES ON APRIL 28, 2017

Commission Chairman Sally A. Talberg called the meeting to order at 10:32 a.m.
Executive Secretary Kavita Kale called the roll and declared there was a quorum.

PRESENT

Commission: Sally A. Talberg, Chairman
Norman J. Saari, Commissioner
Rachael A. Eubanks, Commissioner

Staff: Kavita Kale
Jana Bachman
Nick Assendelft
Judy Palnau
Paul Proudfoot
Al Freeman
Derrell Slaughter
Sandra Philpott-Burke
Gloria Pearl Jones

Public: Suzy Westmoreland, MEGA
Donald Hazzard
Kwafo Adarkwa, ITC
Jacob Kanclerz, MIRS
Candace Gonzales, Consumers Energy

- I.** Commissioner Saari moved to approve today's agenda, Commissioner Eubanks seconded.

Vote: Yeas – Talberg, Saari, Eubanks
Nays – None

The agenda was approved.

- II.** Commissioner Saari moved to approve the minutes of the Regular Commission Meeting of April 13, 2017, Commissioner Eubanks seconded.

Vote: Yeas – Talberg, Saari, Eubanks
Nays – None

The minutes were approved.

III. ORDERS

A. COMMUNICATIONS

1. U-14964 AT&T MICHIGAN AND YMAX COMMUNICATIONS CORP.
U-16505 AT&T MICHIGAN AND GRANITE TELECOMMUNICATIONS, LLC
U-17112 AT&T MICHIGAN AND CYNERGYCOMM.NET, INC.
U-17112 AT&T MICHIGAN AND CYNERGYCOMM.NET, INC.
U-18363 PIGEON TELEPHONE COMPANY AND CHARTER FIBERLINK –
MICHIGAN, LLC
(interconnection agreements and amendments)

Case No. U-14964 et al. requests Commission approval of interconnection agreements and amendments. The order before you approves the requests. Commissioner Saari moved that the Commission approve the order at its April 28, 2017 meeting. Commissioner Eubanks seconded that motion.

Vote: Yeas – Talberg, Saari, Eubanks
Nays – None

The order was adopted.

2. U-15995 COMMUNICATIONS CORP., d/b/a ONE COMMUNICATIONS I
(license surrender)

Case No. U-15995 involves a request of CTC Communications Corp., d/b/a EarthLink Business I, f/k/a CTC Communications Corp., d/b/a One Communications I, to surrender its license to provide basic local exchange service. The order before you grants the license surrender. Commissioner Saari moved that the Commission approve the order at its April 28, 2017 meeting. Commissioner Eubanks seconded that motion.

Vote: Yeas – Talberg, Saari, Eubanks
Nays – None

The order was adopted.

3. U-17619 WESTPHALIA TELEPHONE COMPANY AND GREAT LAKES
COMNET, INC., v AT&T CORP.
(motion to dismiss)

Case No. U-17619 involves a complaint filed by Westphalia Telephone Company and Great Lakes Comnet, Inc., against AT&T Corp., and a counterclaim filed by AT&T Corp. The order before you grants the parties' motion to dismiss the proceeding with prejudice. Commissioner Saari moved that the Commission approve the order at its April 28, 2017 meeting. Commissioner Eubanks seconded that motion.

Vote: Yeas – Talberg, Saari, Eubanks
Nays – None

The order was adopted.

B. ELECTRIC

1. U-15801 COMMISSION'S OWN MOTION
- U-18372 ALGER DELTA COOPERATIVE ELECTRIC ASSOCIATION
- U-16086 ALPENA POWER COMPANY
- U-18373 BAYFIELD ELECTRIC COOPERATIVE
- U-18374 CHERRYLAND ELECTRIC COOPERATIVE
- U-18375 CLOVERLAND ELECTRIC COOPERATIVE
- U-16087 CONSUMERS ENERGY COMPANY
- U-16088 DTE ELECTRIC COMPANY
- U-18376 GREAT LAKES ENERGY COOPERATIVE
- U-16090 INDIANA MICHIGAN POWER COMPANY
- U-18377 HOMEWORKS TRI-COUNTY ELECTRIC COOPERATIVE
- U-18378 MIDWEST ENERGY COOPERATIVE
- U-16091 NORTHERN STATES POWER COMPANY-WISCONSIN
- U-18379 THUMB ELECTRIC COOPERATIVE
- U-16092 UPPER PENINSULA POWER COMPANY
- U-16093 UPPER MICHIGAN ENERGY RESOURCES CORPORATION
- U-16094 WISCONSIN ELECTRIC POWER COMPANY
(implement provisions of section 10a(1) of 2016 PA 341)

Case No. U-15801 *et al.* is a matter, on the Commission's own motion, to implement the provisions of Section 10a(1) of 2016 PA 341 regarding allocation of the amount of load to be served by an alternative electric supplier. The order before you adopts updated procedures, as amended by public comment, and assigns docket numbers to all electric distribution cooperatives for the filing of cap information, and provides interested persons an opportunity to submit briefs pertaining to the interpretation and implementation of the final sentence of MCL 460.10a(1)(c), which requires the Commission to reduce the cap for any electric utility serving fewer than 200,000 customers in Michigan if the utility has not had any load served by an alternative electric supplier in the preceding four years. Commissioner Saari moved that the Commission approve the order at its April 28, 2017 meeting. Commissioner Eubanks seconded that motion.

Vote: Yeas – Talberg, Saari, Eubanks
Nays – None

The order was adopted.

2. U-17930 BOYCE HYDRO POWER, LLC v CONSUMERS ENERGY COMPANY

Case No. U-17930 concerns a complaint filed by Boyce Hydro Power, LLC, against Consumers Energy Company alleging that the utility breached a contractual obligation to install and pay for safety equipment needed at Boyce Hydro Power, LLC's Sanford plant. The order before you finds that Consumers Energy Company is responsible for purchase and installation of the equipment. Commissioner Saari moved that the Commission approve the order at its April 28, 2017 meeting. Commissioner Eubanks seconded that motion.

Vote: Yeas – Talberg, Saari, Eubanks
Nays – None

The order was adopted.

3. U-17990 CONSUMERS ENERGY COMPANY
(rate case rehearing)

Case No. U-17990 involves an application filed by Consumers Energy Company for authority to increase its rates for the generation and distribution of electricity and for other relief. The order before you denies the petition for rehearing filed by the Residential Customer Group. Commissioner Saari moved that the Commission approve the order at its April 28, 2017 meeting. Commissioner Eubanks seconded that motion.

Vote: Yeas – Talberg, Saari, Eubanks
Nays – None

The order was adopted.

4. U-18120 COMMISSION'S OWN MOTION
(rulemaking)

Case No. U-18120 involves the promulgation of rules governing Consumer Standards and Billing Practices for Electric and Natural Gas Service. The order before you approves the rules and directs their submission to the Legislative Service Bureau and the Office of Performance and Transformation for formal approvals. Commissioner Saari moved that the Commission approve the order at its April 28, 2017 meeting. Commissioner Eubanks seconded that motion.

Vote: Yeas – Talberg, Saari, Eubanks
Nays – None

The order was adopted.

5. U-18148 WISCONSIN ELECTRIC POWER COMPANY d/b/a WE ENERGIES ('17 PSCR plan)

Case No. U-18148 involves an application by Wisconsin Electric Power Company d/b/a/ We Energies for approval of a power supply cost recovery plan and factors for 2017. The order before you approves a settlement agreement resolving all issues in the case. Commissioner Saari moved that the Commission approve the order at its April 28, 2017 meeting. Commissioner Eubanks seconded that motion.

Vote: Yeas – Talberg, Saari, Eubanks
Nays – None

The order was adopted.

6. U-18220 UPPER PENINSULA POWER COMPANY (self-implementation refund)

Case No. U-18220 involves an application by Upper Peninsula Power Company requesting authority to reconcile the total electric utility revenues collected during the self-implementation period in Case No. U-17895 with the total revenues that would have been produced had the final rates authorized in that proceeding been in effect during that period. The order before you approves a settlement agreement resolving all issues in the case. Commissioner Saari moved that the Commission approve the order at its April 28, 2017 meeting. Commissioner Eubanks seconded that motion.

Vote: Yeas – Talberg, Saari, Eubanks
Nays – None

The order was adopted.

7. U-18343 DTE ELECTRIC COMPANY AND DTE GAS COMPANY (waiver)

Case No. U-18343 involves an application by DTE Electric Company and DTE Gas Company for a temporary waiver of components of the Commission's Billing Practices Applicable to Non-Residential Electric and Gas Customers and Consumer Standards and Billing Practices for Electrical and Gas Residential Service. The order before you approves the application. Commissioner Saari moved that the Commission approve the order at its April 28, 2017 meeting. Commissioner Eubanks seconded that motion.

Vote: Yeas – Talberg, Saari, Eubanks
Nays – None

The order was adopted.

8. U-18362 COMMISSION'S OWN MOTION
(rule amendment)

Case No. U-18362 involves amending of rules to update a reference in the Electrical Supply and Communication Lines and Associated Equipment rule set. The order before you approves the schedule for a public hearing and the receipt of written comments on the proposed rules. Commissioner Saari moved that the Commission approve the order at its April 28, 2017 meeting. Commissioner Eubanks seconded that motion.

Vote: Yeas – Talberg, Saari, Eubanks
Nays – None

The order was adopted.

9. U-18368 COMMISSION'S OWN MOTION
(PEV & CNG technical conference)

Case No. U-18368 involves a matter, on the Commission's own motion, to commence a proceeding for collaborative consideration of issues related to both the deployment of plug-in electric vehicle charging facilities and to examine issues germane to the use of compressed natural gas as a motor vehicle transportation fuel in Michigan in a Commission sponsored technical conference. The order before you instructs the Commission's Executive Secretary to open the docket and to notify interested persons of the opportunity to participate in this proceeding. Commissioner Saari moved that the Commission approve the order at its April 28, 2017 meeting. Commissioner Eubanks seconded that motion.

Commissioner Saari Commented:

"The Commission is calling for a technical conference to discuss issues associated with plug-in electric vehicles (PEV) to fulfill our commitment made in a previous electric case concerning questions raised by Consumers Energy about financing public and private charging stations.

We are expanding the PEV-only conference to add presentations regarding vehicles powered by utility-supplied compressed natural gas.

Hearing from subject matter experts on issues associated with alternate fuels will give the Commission the state of the art information we need to look at the appropriate role for a regulated utility to play in the future of PEV and Compressed Natural Gas (CNG) transportation.

The technical conference is intended to hear multiple points of view, and will only be successful if we get input from various stakeholders. Michigan is the car state.

We know that auto manufacturers, suppliers, drivers (current and future), environmentalists and other interests join the utilities in looking at what role Electric Vehicles (EV) and CNG fueled vehicles will play in the future of mobility and transportation.

The Commission is not undertaking this conference with any predisposed ideas or conclusions. We want to learn about what other states and jurisdictions have decided on the future of EV and CNG vehicles. We want to explore the best options for electric and compressed natural gas fueled cars and trucks in Michigan."

Vote: Yeas – Talberg, Saari, Eubanks
Nays – None

The order was adopted.

C. GAS

1. U-18155 NORTHERN STATES POWER COMPANY
(’18 GCR plan)

Case No. U-18155 involves an application by Northern States Power Company seeking approval to implement a gas cost recovery plan and factors for the 12-month period ending March 31, 2018. The order before you approves a settlement agreement resolving all issues in the case. Commissioner Saari moved that the Commission approve the order at its April 28, 2017 meeting. Commissioner Eubanks seconded that motion.

Vote: Yeas – Talberg, Saari, Eubanks
Nays – None

The order was adopted.

2. U-18219 KILIMANJARO MANAGEMENT COMPANY v DTE GAS
COMPANY

Case No. U-18219 involves a complaint filed by Kilimanjaro Management Company against DTE Gas Company. The order before you dismisses the complaint because the parties have reached a settlement agreement resolving all issues in the complaint. Commissioner Saari moved that the Commission approve the order at its April 28, 2017 meeting. Commissioner Eubanks seconded that motion.

Vote: Yeas – Talberg, Saari, Eubanks
Nays – None

The order was adopted.

IV. PUBLIC COMMENTS

There were no public comments.

An audio recording of the proceedings of the April 28, 2017 meeting is archived in podcast format at: http://www.michigan.gov/documents/mpsc/mpsc-cm-04-28-2017_560157_7.mp3.

Chairman Talberg announced that the next regularly scheduled Commission Meeting will be held on May 11, 2017 at 1:30 p.m.

Commissioner Saari moved that the Commission adjourn, Commissioner Eubanks seconded.

Vote: Yeas – Talberg, Saari, Eubanks
Nays – None

The motion was approved.

The meeting adjourned at 10:44 a.m.

Kavita Kale
Executive Secretary